

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59462 of 2021

Arising Out of PS. Case No.-517 Year-2020 Thana- PATRAKARNAGAR District- Patna

MD. ASHIF @ MD. NEYAZ S/o Late Md. Shahabuddin R/o Darzi Mohalla
Near Patna Market, Ashok Raj Path, P.S.- Pirbahore, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Rina Sinha, Advocate

For the Opposite Party/s : Mr.Umesh Lal Verma, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 29-03-2022 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Patrakarnagar P.S. Case No. 517 of 2020 for the offence registered
under Section 394 of the Indian Penal Code.

The allegation is regarding unknown miscreants having
arrived on a motorcycle at the place of occurrence whereafter they
had pushed the informant resulting in her falling on the ground and
then they are stated to have snatched the chain being worn by the
sister of the informant.

The learned counsel for the petitioner has submitted that
the petitioner is innocent, has been falsely implicated in the present
case and he is languishing in custody since 05.01.2021. The learned
counsel for the petitioner has submitted that though the petitioner is
an accused in one other case, however, as far as the present case is
concerned, he has been remanded in the present case from the said



case after the confessional statement of the co-accused person was recorded wherein he has disclosed the name of the petitioner and had stated about his complicity in the instant case. It is further submitted that no incriminating articles/looted articles have been recovered from the petitioner.

Per contra, the learned counsel for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the period of incarceration of the petitioner apart from the fact that no looted articles have been recovered from the conscious possession of the petitioner herein, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-VIII, Patna in connection with Patrakarnagar P.S. Case No. 517 of 2020.

(Mohit Kumar Shah, J)

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